

NOTICE OF EMERGENCY RULE-MAKING

AGENCY: Department of Marine Resources
STATUTORY AUTHORITY: 12 M.R.S.A. §§6172, 6192, 6193 & 6194
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BASIS STATEMENT

The Commissioner of the Maine Department of Marine Resources amends the emergency DMR Chapter 95.06(EF) Area No. 23-C, Lower Damariscotta River (Boothbay, South Bristol), amended on August 12, 2008. This amendment is an administrative correction to add the language for the prohibited area around Inner Heron Island to the rule. As authorized by 12 M.R.S.A. §§6172, 6192, 6193 & 6194 the Commissioner of Marine Resources adopts emergency amendments to Chapter 95.06(EF).

RULE TITLE AND SUBJECT: DMR Chapter 95.06(EF) Area No. 23-C, Lower Damariscotta River (Boothbay, South Bristol), amended on August 12, 2008, is amended as follows:

TITLE & TEXT OF RULE: DMR Chapter 95.06(EF) Area No. 23-C, Lower Damariscotta River (Boothbay, South Bristol)

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of the following areas:

- A. Farmers Island (South Bristol): south of a line beginning at the northeast tip of Farmers Island, then running southeast, approximately 275 yards, to the nearest point of land; AND north of a line beginning at the south tip of Farmers Island, then running northeast, approximately 330 yards, to the nearest point of land.
- B. Lower Damariscotta River (Boothbay and South Bristol): south of a line beginning at the northernmost prominence of Meadow Cove (Boothbay); then running southeast to a red painted post on the western shore of Jones Point (South Bristol); then continuing south along the western shore of Jones Point to the south tip; then running south to the red nun '6' buoy; then running northeast to a red painted post located at the east side of Jones Cove, beyond the end of Garber Drive (South Bristol); AND north of a line beginning at the southeast tip of Ocean Point (Boothbay), then running southwest to the southeast tip of Green Island (Boothbay), then running northeast to the south tip of Reeds Island (Boothbay), then continuing northeast to the red and green nun 'FP' buoy, then running southeast to the south tip of Shipley Point (South Bristol).
- C. Inner Heron Island (South Bristol): within 500 feet of the shoreline.

EFFECTIVE DATE: August 13, 2008

EFFECTIVE TIME: 9:05 AM

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Maine Department of Marine Resources

Pollution Area No. 23-C



Lower Damariscotta River (Boothbay, South Bristol)

8/13/08

